Office of the Secretary, Education

compensated from some other source of funds.

(Authority: 20 U.S.C. 1221e–3 and 3474)

CONFLICT OF INTEREST

§ 75.524 Conflict of interest: Purpose of § 75.525.
(a) The conflict of interest regulations of the Department that apply to a grant are in §75.525.
(b) These conflict of interest regulations do not apply to a “government” as defined in 34 CFR 80.3.
(c) The regulations in §75.525 do not apply to a grantee’s procurement contracts. The conflict of interest regulations that cover those procurement contracts are in 34 CFR part 74.

(Authority: 20 U.S.C. 1221e–3 and 3474)
[45 FR 22497, Apr. 3, 1980, as amended at 64 FR 50391, Sept. 16, 1999]

§ 75.525 Conflict of interest: Participation in a project.
(a) A grantee may not permit a person to participate in an administrative decision regarding a project if:
(1) The decision is likely to benefit that person or a member of his or her immediate family; and
(2) The person:
   (i) Is a public official; or
   (ii) Has a family or business relationship with the grantee.
(b) A grantee may not permit any person participating in the project to use his or her position for a purpose that is—or gives the appearance of being—motivated by a desire for a private financial gain for that person or for others.

(Authority: 20 U.S.C. 1221e–3 and 3474)

ALLOWABLE COSTS

§ 75.530 General cost principles.
The general principles to be used in determining costs applicable to grants and cost-type contracts under grants are specified at 34 CFR 74.27 (for administration of grants to institutions of higher education, and other non-profit organizations) and 34 CFR 80.22 (for uniform administrative requirements for grants and cooperative agreements to State and local governments).

(Authority: 20 U.S.C. 1221e–3 and 3474)

Cross Reference: See 34 CFR part 74, Subpart D—After-the-Award Requirements and 34 CFR part 80, Subpart C—Post-Award Requirements.

[64 FR 50391, Sept. 16, 1999]

§ 75.531 Limit on total cost of a project.
A grantee shall insure that the total cost to the Federal Government is not more than the amount stated in the notification of grant award.

(Authority: 20 U.S.C. 1221e–3 and 3474)

§ 75.532 Use of funds for religion prohibited.
(a) No grantee may use its grant to pay for any of the following:
   (1) Religious worship, instruction, or proselytization.
   (2) Equipment or supplies to be used for any of the activities specified in paragraph (a)(1) of this section.
   (b) [Reserved]

(Authority: 20 U.S.C. 1221e–3 and 3474)

§ 75.533 Acquisition of real property; construction.
No grantee may use its grant for acquisition of real property or for construction unless specifically permitted by the authorizing statute or implementing regulations for the program.

(Authority: 20 U.S.C. 1221e–3 and 3474)

§ 75.534 Training grants—automatic increases for additional dependents.
The Secretary may increase a grant to cover the cost of additional dependents not specified in the notice of award under §75.235 if—
(a) Allowances for dependents are authorized by the program statute and are allowable under the grant; and
(b) Appropriations are available to cover the cost.

(Authority: 20 U.S.C. 1221e–3 and 3474)